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9 DAVID HOUSE, NICHOLAS MOORE, L.
WILLIAM KRAUSE, SANJAY VASWANI,
10 ROBERT WALKER AND BROCADE
COMMUNICATIONS SYSTEMS, INC.

11
12 UNITED STATES DISTRICT COURT
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION
15

16 IN RE BROCADE COMMUNICATIONS)
SYSTEMS, INC. DERIVATIVE LITIGATION.)

17)
18 This Document Relates to:)

19 ALL ACTIONS)
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CASE NO.: C05-02233 CRB

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING
PRELIMINARY SETTLEMENT
HEARING**

1 WHEREAS, this is a consolidated shareholder derivative action brought on behalf of
2 Brocade Communications Systems, Inc. ("Brocade") against certain officers and directors of
3 Brocade;

4 WHEREAS, a settlement has been reached and a preliminary settlement hearing is
5 currently scheduled for July 21, 2006 at 10:00 a.m.;

6 WHEREAS, Andrew Roth, who is a plaintiff in an action entitled *Roth, derivatively on*
7 *behalf of Brocade Communications Systems, Inc. v. Reyes, et al*, Case No. C-06-2786 CRB, has
8 written a letter to the Court regarding a potential objection to the proposed settlement;

9 WHEREAS, the parties believe they may be able to resolve the potential objection to the
10 proposed settlement without the Court's intervention, but will not be able to do so by July 21,
11 2006;

12 WHEREAS, the parties hereto have agreed, subject to the Court's approval, to continue
13 the preliminary settlement hearing until August 4, 2006 at 10:00 a.m., or such other date and
14 time that the Court deems appropriate;

15 IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned,
16 subject to approval of the Court, that the preliminary settlement hearing shall be continued until
17 August 4, 2006 at 10:00 a.m., or such other date and time that the Court deems appropriate.

18
19 Dated: July 19, 2006

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

20
21 By: /s/ Mark T. Oakes
22 Mark T. Oakes

23 Attorneys for Defendants
24 Michael Klayko, Seth Neiman, Neal Dempsey,
25 Christopher Paisley, David House, Nicholas
26 Moore, L. William Krause, Sanjay Vaswani,
27 Robert Walker and Brocade Communications
28 Systems, Inc.

1 Dated: July 19, 2006

FARUQI & FARUQI, LLP

2
3 By: /s/ Mark T. Oakes
Adam Gonnelli

4 Attorneys for Plaintiffs

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9 **[PROPOSED] ORDER**

10 Upon stipulation of the parties, and good cause appearing, the preliminary settlement
11 hearing is continued until August 4, 2006 at 10:00 a.m.

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13 IT IS SO ORDERED.

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15 Dated: July 20, 2006

16 THE HONORABLE CHARLES R. BREYER
17 United States District Judge

